IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 31ST JULY 2007 / 9TH SRAVANA 1929

WP(C).No. 23113 of 2007(B)

---

PETITIONER:

---

TRINETHRA SUPER RETAIL PVT. LTD.,
JP TOWERS, GROUND FLOOR, VADAI CANAL, SOUTH BANK,
NEAR DISTRICT COURT BRIDGE, ALAPPUZHA-688 011,
REP.BY ITS COMMERCIAL MANAGER & AUTHORISED
SIGNATORY, MR. BIJU JOSE THOMAS, AGED 35, S/O.
V.J.THOMAS.

BY ADV. SRI.H.B.SHENOY
SRI.B.ASHOK SHENOY
SMT.LAKSHMI B.SHENOY
SRI.ABU MATHEW
SRI.SOBHAN GEORGE

RESPONDENTS:

---

1. KERALA HEADLOAD WORKERS WELFARE FUND
BOARD, ALAPPUZHA COMMITTEE, MUNICIPAL SHOPPING
COMPLEX, ALAPPUZHA-688 011, REPRESENTED BY
ITS CHAIRMAN.

2. KERALA HEADLOAD WORKERS WELFARE FUND
BOARD, POOL NO.M-5, KOTTAVATHUKAL, ALAPPUZHA,
REPRESENTED BY ITS POOL LEADER, MR. SHERIFF.

BY STANDING COUNSEL SRI.RENIL ANTO.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX (WP(C) NO.23113 OF 2007)

PETITIONER'S EXHIBITS:

Ext.P1: Copy of receipt bearing No.559 dtd.9.7.2007 issued to the petitioner.

Ext.P2: Copy of receipt bearing No.561 dtd.12.7.2007 to the petitioner.

Ext.P3: Copy of representation dtd.14.7.2007 submitted by the petitioner to first respondent.

Ext.P4: Copy of application dtd.16.7.2007 submitted by the petitioner to 1st respondent.

-True Copy-

P.A.to Judge.

**S. SIRI JAGAN, J.**

**----------**

**WP(C) NO. 23113 OF 2007 - B**

**----------**

**Dated this the 31st day of July, 2007**

**J U D G M E N T**

The petitioner's complaint in this writ petition is that the first respondent is not allotting head load workers from the pool in spite of specific request made in that regard.

2. Standing Counsel for the first respondent submits that the first respondent can allot the workers to the petitioner only if the petitioner gets himself registered as an employer with the first respondent, which he has not so far done. The petitioner would submit that he has submitted Ext.P3 in this regard and that the Act and Rules do not prescribe any formalities for such registration which he has been made aware of.

3. In the above circumstances, the writ petition is disposed of with the following directions:-

The first respondent shall intimate the petitioner within one week from the date of receipt of a copy of this judgment, the formalities, which the petitioner

has to comply with, to get himself registered as an employer with the first respondent. On receipt of the said communication, the petitioner shall comply with the formalities so intimated to the petitioner. Within two weeks from the date of such compliance, the first respondent shall take further steps on the application for registration submitted by the petitioner and complete the same. If the petitioner is given registration, he would be entitled to get workers allotted from the pool as per rules.

**S. SIRI JAGAN,**
**Judge**

Mbs/

**S.SIRI JAGAN, J**

---

W.P.(C) NO. OF 2001

---

J U D G M E N T

DATED:01-06-2007